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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

ALICE COTTI, et al.,

Plaintiffs,

v.

WILL LIGHTBOURNE, et al.,

Defendants.

Case No. 18-cv-02980-BLF

**ORDER TO SHOW CAUSE WHY
ACTION SHOULD NOT BE
DISMISSED FOR FAILURE TO
COMPLY WITH COURT ORDER AND
FAILURE TO PROSECUTE**

On December 19, 2018, the Court granted Defendants' motions to dismiss the second amended complaint with leave to amend. *See* ECF 93. The Court set a deadline of January 11, 2019 for Plaintiffs to file a third amended complaint. *See id.*

On January 11, 2019, Plaintiffs filed an Ex Parte Application to extend the deadline to file a third amended complaint. *See* ECF 95. In the application, Plaintiffs' counsel represented that she had suffered illness which prevented her from meeting the January 11, 2019 deadline. *See id.* The Court granted an extension of the deadline for amendment until February 4, 2019. *See* ECF 96.

Plaintiffs have neither filed a third amended complaint nor requested a further extension of time to do so. On February 11, 2019, Defendant Peace Officers Standards & Training Commission (“POST”) filed a document titled Opposition to Plaintiff’s Ex Parte Application for Order Extending Time to File Pleadings. *See* ECF 98. POST’s filing appears to be a response to an application by Plaintiffs seeking a further extension of time. *See id.* However, as noted above, Plaintiff has not filed any such application with the Court.

1 Plaintiffs are ORDERED TO SHOW CAUSE, in writing and on or before February 20,
2 2019, why this action should not be dismissed for failure to comply with the Court's order
3 requiring amendment on or before February 4, 2019 and for failure to prosecute.

4 **IT IS SO ORDERED.**

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6 Dated: February 13, 2019



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8 BETH LABSON FREEMAN
9 United States District Judge
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